

RESOLUTION NO. 12-04

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, APPROVING AND AUTHORIZING THE BOARD CHAIRPERSON AND DISTRICT CLERK TO EXECUTE A CONTRACT WITH LOC PUMP & EQUIPMENT, INC., FOR THE INSTALLATION OF ONE (1) WALLACE & TIERNAN LIME CHEMICAL FEED EQUIPMENT SERIES A-758 PAST SLAKER AND ONE (1) TWO-WAY ADJUSTABLE FLOW SPLITTER BOX, IN THE AMOUNT OF \$78,061.00 TO BE PAID FROM ACCOUNT NO. 415-1437-533-0-6455; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Riviera Beach Utility District Board approves the construction contract for work to be completed by LOC Pump & Equipment, Inc., of Stuart, Florida for the installation of a slaker and splitter box for the Water Treatment Plant; and

WHEREAS, said proposed construction contract will be awarded to LOC Pump & Equipment, Inc., in the amount of \$78,061.00 as a sole vendor of this product to be installed; and

WHEREAS, the primary purpose of this project is to replace the slaker backup, which has deteriorated to a point that it cannot be operated. This slaker is over forty-six (46) years old and its useful life has expired. If the primary slaker fails in operation, we will be unable to treat the water with lime to reduce hardness in the water to acceptable levels.

NOW, THEREFORE, BE IT RESOLVED BY THE UTILITY DISTRICT BOARD OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1: That the Utility District Board hereby accepts the proposal and awards a construction contract to LOC Pump & Equipment, Inc., in the amount of \$78,061.00 for installation of a slaker and splitter box; and authorizes the Chairman and District Clerk to execute same.

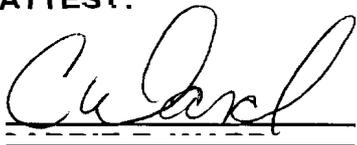
SECTION 2: That the Finance Director is authorized to make payments under Account No. 415-1437-533-0-6455.

SECTION 3: This Resolution shall take effect upon its passage and approval by the District Board.

PASSED AND APPROVED this 17th day of November, 2004

APPROVED:

ATTEST:





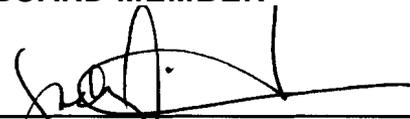
DAVID G. SCHNYER
CHAIRPERSON



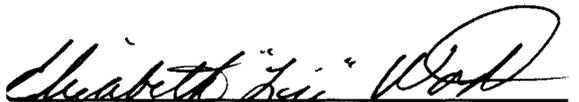
ANN ILES
VICE-CHAIRPERSON



DONALD R. WILSON
BOARD MEMBER



JUDY L. DAVIS
BOARD MEMBER



ELI ABETH "LIZ" WADE
BOARD MEMBER



PAMALA HANNA RYAN, DISTRICT ATTORNEY

RESOLUTION NO. 13-04

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, APPROVING PAYMENT TO D.S. EAKINS CONSTRUCTION CORPORATION, IN THE AMOUNT OF \$14,728.13, FOR PRESSURE TESTING AND REPAIR WORK AS PART OF THE 16" SEWER FORCE MAIN LEAK INVESTIGATION AT BLUE HERON BOULEVARD AND LAKESHORE DRIVE; AND AUTHORIZING THE FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 401-1438-535-0-4606; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Riviera Beach Utility District Board of Directors approve payment to D.S. Eakins Construction Corporation, for pressure testing and repair work on the 16" sewer force main leak investigation at Blue Heron Boulevard and Lakeshore Drive; and

WHEREAS, the main purpose of this work by D.S. Eakins Construction Corporation was to conduct a pressure test of the submerged lines to ensure that there were no leaks in the sanitary force main for public safety.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

Section 1: That the District Board hereby approves said payment to D.S. Eakins Construction Corporation in the amount of \$14,728.13 for the repair of a gravity sewer main leak at Blue Heron Boulevard and Lakeshore Drive.

Section 2: That the Finance Director are authorized to make payment for same under Account No. 401-1438-535-0-4606.

Section 3: This Resolution shall take effect upon its passage and adoption by the District Board.

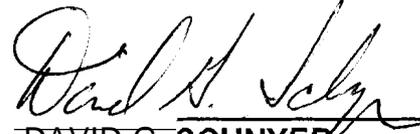
PASSED AND APPROVED THIS 17th day of November, 2004

APPROVED:

ATTEST:



CARRIE E. WARD
MASTER MUNICIPAL CLERK
DISTRICT CLERK



DAVID G. SCHNYER
CHAIRPERSON



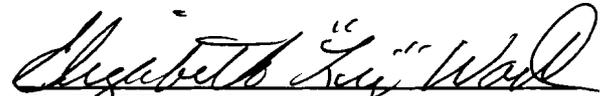
ANN ILES
VICE-CHAIRPERSON



DONALD R. WILSON
BOARD MEMBER



JUDY L. DAVIS
BOARD MEMBER



ELIZABETH "LIZ" WADE
BOARD MEMBER

MOTIONED BY: D. Wilson

SECONDED BY: J. Davis

D. SCHNYER: aye

A. ILES: aye

D. WILSON: aye

J. DAVIS: aye

E. WADE: aye

REVIEWED AS TO LEGAL SUFFICIENCY


PAMALA HANNA RYAN, DISTRICT ATTORNEY

DATE: 11/9/04

RESOLUTION NO. 14-04

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, APPROVING PAYMENT TO J. E. McAMIS, INC., IN THE AMOUNT OF \$32,000.00, FOR THE EMERGENCY PURCHASE DURING THE RECENT HURRICANES OF A 230 KW VOLVO DIESEL GENERATOR (\$18,000) AND A 5000 GALLON FUEL TANK (\$14,000) TO POWER THE DISTRICT'S LIFT STATIONS; AND AUTHORIZING THE FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 401-1438-535-0-6455; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Riviera Beach Utility District Board of Directors approve invoices for payment to J. E. McAmis, Inc., for the purchase of a diesel generator and 5000 gallon fuel tank; and

WHEREAS, the main purpose of this emergency purchase was that the Utility District needed additional generators to power the water wells and sanitary lift stations during the time of electrical failure. The unit was found to be in excellent condition and was installed at one of our lift stations during Hurricane Jeanne; and

WHEREAS, the unit has minimal hours of operation and was offered at a price that is less than half the price of a new unit.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

Section 1: That the District Board hereby approves said payment to J. E. McAmis, Inc., in the total amount of \$32,000.00 for the purchase of a 230 KW Volvo Diesel Generator (\$18,000) and a 5000 gallon fuel tank (\$14,000) for the Utility District

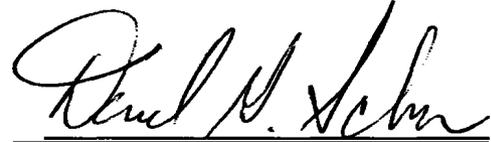
Section 2: That the Finance Director is authorized to make payment for same under Account No. 401-1438-535-0-6455.

Section 3: This Resolution shall take effect upon its passage and adoption by the District Board.

PASSED AND APPROVED THIS 17th day of November, 2004

RESOLUTION NO. 14-04
PAGE 2

APPROVED:

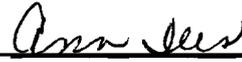


DAVID G. SCHNYER
CHAIRPERSON

ATTEST:



CARRIE E. WARD
MASTER MUNICIPAL CLERK
DISTRICT CLERK



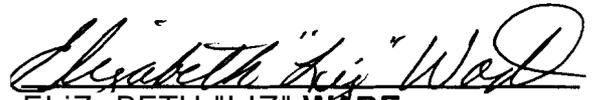
ANN ILES
VICE-CHAIRPERSON



DONALD R. WILSON
BOARD MEMBER



JUDY L. DAVIS
BOARD MEMBER



ELIZ BETH "LIZ" WADE
BOARD MEMBER

MOTIONED BY: J. Davis

SECONDED BY: D. Wilson

D. SCHNYER: aye

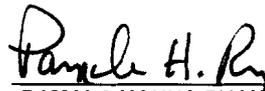
A. ILES: aye

D. WILSON: aye

J. DAVIS: aye

E. WADE: aye

REVIEWED AS TO LEGAL SUFFICIENCY



PAMALA HANNA RYAN DISTRICT ATTORNEY

DATE: 11/9/04

RESOLUTION NO. 15-04

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, AUTHORIZING THE CHAIRPERSON AND DISTRICT CLERK TO EXECUTE AN AGREEMENT WITH SYLVIA LEE BLUE CONSENTING TO THE EXISTING ENCROACHMENT OVER, UNDER, AND UPON THE EASEMENT AREA AT 1259 WEST 25TH STREET; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Sylvia Lee Blue, hereinafter the "Owner" owns property within the District Service Area, whose legal description is set forth in the agreement, hereinafter referred to the "Property"; and

WHEREAS, the District has been granted certain easement rights over portions of the Property; and

WHEREAS, Owner purchased property where the previous owner installed, or caused to be installed, certain improvements over, under and upon the easement area; and

WHEREAS, the District desires to allow Owner to lawfully encroach upon its easement area, with restrictions.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1: That the Easement Utilization Agreement between Sylvia Lee Blue and the City of Riviera Beach Utility Special District is approved.

SECTION 2: That the Board Chairperson and District Clerk are authorized to execute the Agreement.

SECTION 3: This Resolution shall take effect upon its passage and approval by the District Board.

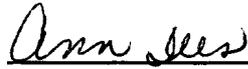
PASSED AND APPROVED THIS __, 17t=h__ day of November, **2004**

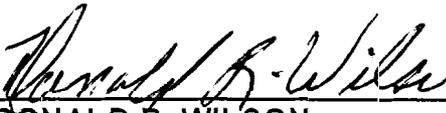
APPROVED:

ATTEST:

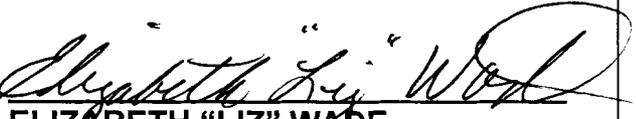

CARRIE E. WARD
MASTER MUNICIPAL CLERK
DISTRICT CLERK


DAVID G. SCHNYER
CHAIRPERSON


ANN ILES
VICE-CHAIRPERSON


DONALD R. WILSON
BOARD MEMBER


JUDY L. DAVIS
BOARD MEMBER


ELIZABETH "LIZ" WADE
BOARD MEMBER

MOTIONED BY: D. Wilson

SECONDED BY: J. Davis

D. SCHNYER: aye

A. ILES: aye

D. WILSON: aye

J. DAVIS: aye

E. WADE: aye

REVIEWED AS TO LEGAL SUFFICIENCY


PAMALA HANNA RYAN, DISTRICT ATTORNEY

DATE: 11/15/04

THIS DOCUMENT WAS PREPARED

BY:

City Attorney's Office
600 West Blue Heron Blvd.
Riviera Beach, FL 33404

AND WHEN RECORDED SHOULD
BE RETURNED TO:

Carrie E. Ward, MMC
City Clerk
600 West Blue Heron Blvd.
Riviera Beach, FL 33404

EASEMENT unLIZAnON AGREEMENT

THIS AGREEMENT made and entered into this 1st day of November, 2004 by and between Sylvia Lee Blue (hereinafter referred to as "Owner"), whose address is 300 West 25th Street, Riviera Beach, FL 33404 and THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT (hereinafter referred to as "District"), whose address is 600 West Blue Heron Blvd., Riviera Beach, FL 33404.

WITNESSETH:

WHEREAS, Owner owns property, whose legal description is set forth on Exhibit "A" (the "Property"); and

WHEREAS, District has been granted certain easement rights over portions of the Property, which easement rights are more particularly described on the survey prepared by Miller Land Surveying which is attached hereto as Exhibit "B" and made a part hereof (the "Easement Area"); and

WHEREAS, Owner purchased property where the previous owner installed, or caused to be installed, certain improvements over, under and upon the Easement Area, to wit; the exterior wall of the building which encroaches 2.32 feet into the 10 foot Utility Easement (hereinafter referred to as "Permitted Improvements").

NOW, THEREFORE, for and in consideration of the covenants set forth herein, Owner hereby agrees as follows:

1. Recitals: The foregoing recitals are true and correct and are incorporated herein by reference.
2. Consent: District hereby consents to the existing encroachment over, under and upon the Easement Area subject to the terms herein. Notwithstanding anything in the foregoing to the contrary, in the event that the Permitted Improvements are destroyed to the extent that any repair would require total replacement, regardless of who was responsible for said destruction, Owner shall not be entitled to replace the Permitted Improvements within the Easement Area and full use, occupation and possession of the Easement Area shall revert to the District.
3. Improvements: Owner hereby agrees that no other improvements may be placed over, under and upon the Easement Area.

4. Maintenance: Maintenance of the Easement Area, including, without limitation, landscape and irrigation system maintenance, shall be the obligation of the Owner.
5. Repair and Replacement: Except as set forth above, the repair and replacement of the Permitted Improvements shall be the obligation of Owner.
6. Indemnification: Owner hereby agrees to indemnify and hold District harmless from and against any and all liabilities, damages, claims, costs and expenses, including reasonable attorneys' fees, which may be imposed upon or asserted against District arising from, or in any way directly connected with, the Permitted Improvements within the Easement Area. Further, Owner understands and agrees that in the event the District is required to perform work within the Easement Area and such work causes damage to the Permitted Improvements, the District will not be responsible for any costs associated with repair or replacement of the Permitted Improvements.
7. Binding Effect: This Agreement shall be binding upon the Owner and will run with the title to the Property upon which the Easement Area is located and will forever benefit District and bind the Owner and its successors in title and all holders of easements over, under and upon the Easement Area.
8. Utility Conflicts: Nothing in this Agreement shall govern the right of private and public utility companies (including, without limitation, electric, gas, telephone and cable television providers) to use utility easements granted by recorded plat or separate recorded instruments, nor shall the provisions concerning consent, installation, maintenance, repair, replacement or indemnity provided hereunder apply to any private or public utility installations within such utility easements. Any conflict between utility installations shall be governed by common or statutory law applicable thereto.

IN WITNESS WHEREOF, the Owner has executed this Agreement as of the date first above written.

April L. Baker
 Witness Signature

April L. Baker
 Print Name

OWNER:

Sylvia Lee Blue
 Sylvia Lee Blue

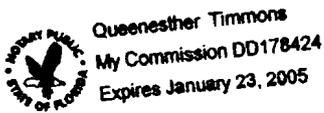
Cassandra B. Wooten
 Witness Signature

Cassandra B. Wooten
 Print Name

STATE OF FLORIDA
 COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me this 17th day of November, 2004, by Sylvia Lee Blue, who is personally known to me and who did not take an oath.

My Commission Expires:



Queenesther Timmons

Notary Signature
Print Name
Notary Public - State of Florida
Commission No.

DISTRICT:

By: David G. Schnyer
David G. Schnyer, Chairperson

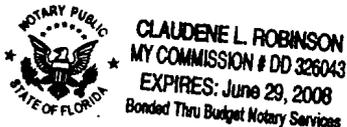
ATTEST,

BY: Carrie E. Ward
Carrie E. Ward
Master Municipal Clerk
District Clerk

STATE OF FLORIDA
COUNTY OF PALM BEACH

The foregoing instrument was acknowledged before me this 11th day of NOVEMBER, 2004, by David G. Schnyer, Chairperson and Carrie E. Ward, MMC, District Clerk who are both personally known to me and who did not take an oath.

My Commission Expires:



Claudene L. Robinson

Notary Signature
Print Name
Notary Public - State of Florida
Commission No.

EXHIBIT "A"

Legal Description of Property

Lots 29 and 30, Block 13, Monroe Heights, according to the Plat thereof as recorded in Plat Book 11 Page 68, of the Public Records of Palm Beach County, FL.

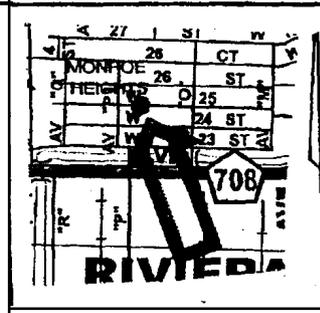
Certified To: Gail Luchey; Argent Mortgage Company, LLC. its successors and/or assigns as their interest may appear; Premier Title Services; Lynn Solomon P.A.; Attorneys' Title Insurance Fund, Inc.

Property Address: "259 W 25th Street, Riviera Beach, FL

Road Zone: B (FIRM 12514200030 9-30-82)

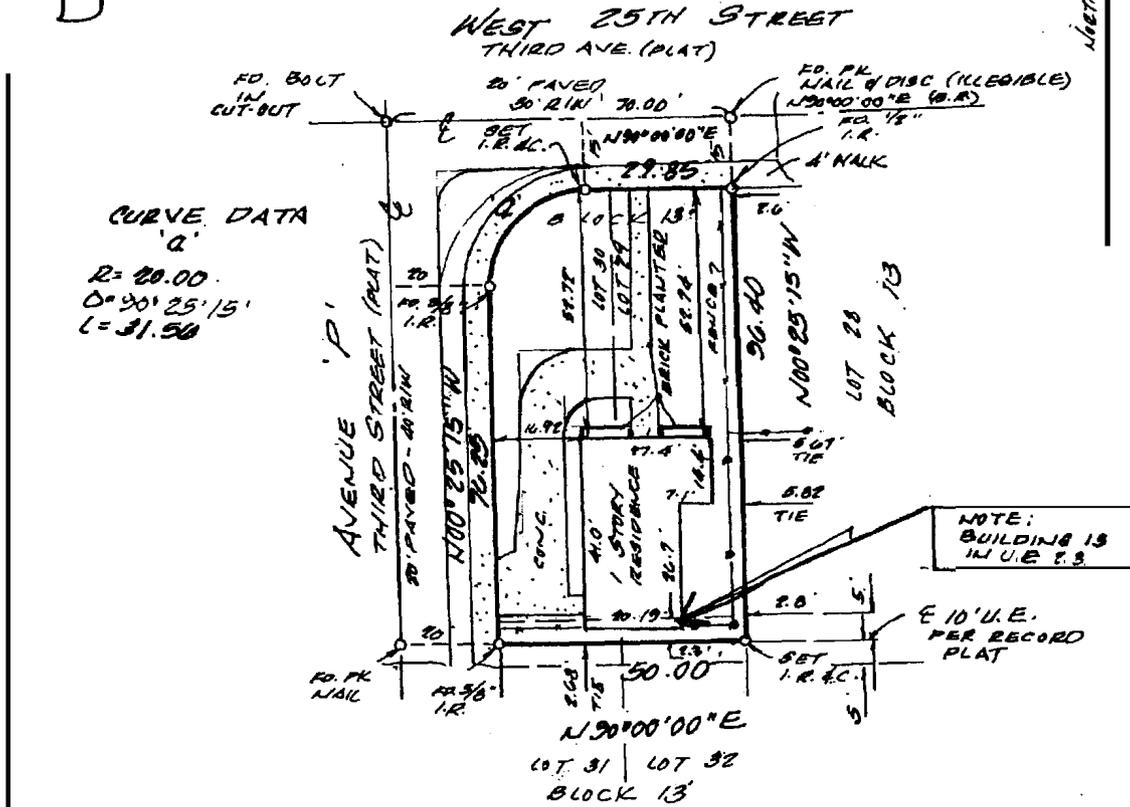
Description:

Lots 29 and 30. Block 13. MONROE HEIGHTS. according to the Plat thereof as recorded in Plat Book 11. Page 68, of the Public Records of Palm Beach County, Florida.



EXHIBIT

B



SURVEY NOTES

- 1) THIS SURVEY IS NOT TO BE USED FOR CONSTRUCTION OR DESIGN PURPOSES.
2) Lands shown hereon were not abstracted by this Office for easements, rights-of-way, etc.
3) No underground improvements located.
4) All bearings and distances hereon are as measured.
5) Unless it bears the signature of a Florida licensed surveyor and mappe, this map/report is for information purposes only.
6) This is a "Certificate of Accuracy" in accordance with "UI 6838".

LEGEND

Table with 4 columns listing survey symbols and their meanings: CALC., C.B.S., C.M., CONC., D.E., D.F., E-E-E, EMB., ELEV., F.D., I.P., I.R., I.R. & C., L.A., L., M.E.A.S., M.T.T., N.W.W., N.G.V.D., S.A., O.R.S., P.B., P.C., P.C.C., P.M., P.D.B., P.O.C., P.R.C., P.R.M., R., R.A.W., S.B.S.W., S.F., U.E., V.A., W.F., W.P.

The survey depicted here is not covered by professional liability insurance. I HEREBY CERTIFY this survey meets the Minimum Technical Standards set forth by the Florida Board of Professional Land Surveyors Chapter 81G17, Florida Administrative Code, pursuant to Section 472.027, Florida Statutes. This survey is invalid without embossed surveyor's seal.

BOUNDARY SURVEY

Registered Land Surveyor Florida No. 10626

Use Surveying 8170 Form 1/00

SCALE 1" = 30'
DR RPJ
FIELD O.M.
DATE 10/20/04

MILLER LAND SURVEYING

112 LAKE AVE.
LAKE WORTH, FLORIDA 33460

881-586-2889

REFERENCES
Q38/14
JOB NO.
7-04-25-47
S-40,841

RESOLUTION NO. 16-04

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, APPROVING AND AUTHORIZING THE DISTRICT DIRECTOR AND DISTRICT CLERK TO EXECUTE PROPOSED CONTRACT AWARD WITH INTERNATIONAL SECURITY NETWORKS, THE LOWEST RESPONSIVE BIDDER, FOR THE PURCHASE AND INSTALLATION OF AN AUTOMATIC SECURITY CAMERA AND ASSOCIATED EQUIPMENT FOR THE WATER TREATMENT PLANT; IN THE AMOUNT OF \$39,961.00; AND AUTHORIZING THE FINANCE DIRECTOR TO PAY THIS AMOUNT FROM ACCOUNT NO. 415-1437-533-0-6455; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Utility District Board of Directors approves the lowest responsive bidder's proposal by International Security Networks in the amount of \$39,961.00;

WHEREAS, the primary purpose of this purchase is to replace the existing antiquated video system and surveillance camera that covers the gate entry area at the Water Treatment Plant.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CITY OF RIVIERA BEACH UTILITY SPECIAL DISTRICT, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1: That the District Director and District Clerk are hereby authorized to execute a contract between International Security Networks and the City of Riviera Beach Utility Special District, in the amount of \$39,961.00, for the purchase and installation of an automatic security camera and associated equipment.

SECTION 2: That the District Board hereby accepts the bid in the amount of \$39,961.00 and that the Finance Director is authorized to make payments for same under Account No. 415-1437-533-0-6455.

SECTION 3: That the District Director is authorized to approve Change Orders in the amount not to exceed ten percent (10%) of the contract amount.

SECTION 4: This Resolution shall take effect upon its passage and adoption by the District Board.

PASSED AND APPROVED THIS 17th day of November, 2004.